IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE TWENTY FIFTH DAY OF JANUARY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE HON''BLE MR JUSTICEM.H.S. ANSARI

and
THE HON'BLE MR JUSTICE T.CH.SURYA RAO

WRIT PETITION NO : 758 of 2005

Between:

M/s.Ruchi Infrastructure Limited, Beach Road, Kakinada rep., by its Authorised Signatory
Mr.P.V.S.R.G.Prasad

..... PETITIONER

AND

The Commercial Tax Officer, Kakinada Division, Kakinada.

.....RESPONDENT

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a writ of certiorari or any other appropriate writ or order or direction quashing the B2 demand notice dated 20-1-2005 issued under the APGST Act for the assessment year 2004-05 (upto October 2004) restricting the time for payment of tax to 7 days without showing any reasons as contrary to Section 16 of the APGST Act and restrain the respondent from taking any coercive steps till 19-2-2005 in respect of disputed demand for the assessment year 2004-05 under APGST pursuant to the orders of the respondent dated 20-1-2005 and subject to the appellate remedies provided under the APGST Act and pass such other order or orders

Counsel for the Petitioner:MR.S.DWARAKANATH

Counsel for the Respondent : SPL GP FOR TAXES

The Court made the following at the stage of admission :

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ORAL ORDER: (PER MHSA.J)

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The order passed in W.P.No.709 of 2005 dated 25.1.2005 shall also govern this writ petition, wherein the identical questions were raised for consideration on similar facts.

(M.H.S. ANSARI, J)

(T.CH. SURYA RAO, J)

Date: 25.1.2005

Note: Office to append the order passed

in W.P.No.709 of 2005 dated 25.1.2005

along with this writ petition.

Bo

CVM

To

1. The Commercial Tax Officer, Kakinada Division,

Kakinada.

2.2CCs to Special G.P. for Commercial Taxes,

High Court of A.P., Hyderabad (OUT).

3.2CD copies

Note: Post along with copy of order date 25.1.2005 in W.P.No.709 of 2005